

Calvo, Kathy

From: Calvo, Kathy
Sent: Friday, June 24, 2016 12:04 PM
To: Calvo, Kathy
Subject: FW: Search Results,Cody Rice for Joseph Callahan, 2016-008360 vs 2
Attachments: LWW_Questionnaire_7 28 10 (2).doc; Call with 3M 8.23.2010.doc; Call with Perfect Equipment 8.17.2010.doc; Call with Plombco 8.16.2010.doc

From: Rice, Cody
Sent: Friday, June 10, 2016 11:24 AM
To: Calvo, Kathy <Calvo.Kathy@epa.gov>
Subject: FW: Search Results,Cody Rice for Joseph Callahan, 2016-008360

In case you didn't get as a cc: from Lotus Notes.

Cody Rice
202.564.8769

From: Cody Rice [<mailto:Rice.Cody@epamail.epa.gov>] **On Behalf Of** Joseph_Callahan/DC/USEPA/US
Sent: Tuesday, June 07, 2016 11:55 AM
To: Rice, Cody <Rice.Cody@epa.gov>
Subject: Search Results,Cody Rice for Joseph Callahan, 2016-008360

21 potentially responsive records. Note that there are some embedded attachments.

Need to circle back with you and Scott on an issue where one of the industry contacts (Tim Presley) later asked that something in the call record not become part of the public record. The unredacted call notes are an attachment to the David Mancinelli email of 9/14/2010.

Cody Rice for
Joseph M. Callahan
OPPT/EETD/EPAB
(202) 564-8793

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: David Mancinelli <David_Mancinelli@abtassoc.com>
To: MAstorino@perfectequipment.com,
Cc: Joseph Callahan/DC/USEPA/US@EPA
Date: 09/14/2010 02:18 PM
Subject: EPA Lead Wheel Weights - Call Notes

Mr. Astorino,

I would like to thank you again for taking the time to discuss lead wheel weights with us. Joe Callahan and I have compiled a list of bullet points

summarizing the information you provided to us on August 17, 2010. To ensure that we correctly represent the details of our phone conversation, we would like to give you the opportunity to review these notes for accuracy. In addition, if you did not intend to have any of this information made available as part of the public record for a potential rulemaking, please let us know.

Your input has been very helpful, and we greatly appreciate your assistance.

Dave Mancinelli

(See attached file: Call with Perfect Equipment 8.17.2010.doc)

Dave Mancinelli
Analyst
Abt Associates, Inc.
ph: (617) 349-2352 fx: (617) 349-2660
david.mancinelli@abtassoc.com

This message may contain privileged and confidential information intended solely for the addressee. Please do not read, disseminate or copy it unless you are the intended recipient. If this message has been received in error, we kindly ask that you notify the sender immediately by return email and delete all copies of the message from your system. Thank you. *(See attached file: Call with Perfect Equipment 8.17.2010.doc)*

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: David Mancinelli <David_Mancinelli@abtassoc.com>
To: mark.aiken@plombco.com
Cc: Joseph Callahan/DC/USEPA/US@EPA
Date: 09/14/2010 02:21 PM
Subject: EPA Lead Wheel Weights - Call Notes

Mr. Aiken,

I would like to thank you again for taking the time to discuss lead wheel weights with us. Joe Callahan and I have compiled a list of bullet points summarizing the information you provided to us on August 16, 2010. To ensure that we correctly represent the details of our phone conversation, we would like to give you the opportunity to review these notes for accuracy. In addition, if you did not intend to have any of this information made available as part of the public record for a potential rulemaking, please let us know.

Your input has been very helpful, and we greatly appreciate your assistance.

Dave Mancinelli

(See attached file: Call with Plombco 8.16.2010.doc)

Dave Mancinelli
Analyst
Abt Associates, Inc.
ph: (617) 349-2352 fx: (617) 349-2660
david.mancinelli@abtassoc.com

This message may contain privileged and confidential information intended solely for the addressee. Please do not read, disseminate or copy it unless you are the intended recipient. If this message has been received in error, we kindly ask that you notify the sender immediately by return email and delete all copies of the message from your system. Thank you. *(See attached file: Call with Plombco 8.16.2010.doc)*

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: Joseph Callahan/DC/USEPA/US
To: MAstorino@perfectequipment.com
Cc: David Mancinelli <David_Mancinelli@abtassoc.com>
Date: 09/14/2010 04:17 PM
Subject: EPA Rulemaking Schedule

Mr. Astorino,

I wanted to get back to you to let you know as much as I can regarding EPA's schedule on this project.

I have been told that I cannot pass on any internal information on our rulemaking schedule for the lead wheel weight project, but there is some publically available information that describes EPA's rulemaking agenda.

If you do a google search on "EPA Rulegate" you should get to a public web site that has information on EPA's various rulemaking projects. The projects are listed by RIN (Regulation Identifier Number). The RIN for the lead wheel weights regulatory investigation is 2070-AJ64. Under that heading you will find a brief description of this project. You should be able to see that the schedule currently calls for publication of an NPRM in October of 2011. That date is not fixed and irrevocable, but it does express EPA's current intentions and expectations.

An EPA NPRM is a Notice of a Proposed Rulemaking, and is published in the Federal Register. The NPRM will include a discussion of the background and the purpose for the action, a discussion of the potential costs and benefits of the action, and then the proposed regulatory language. This publication marks the transition from the phase of internal EPA pre-proposal investigations to the proposal phase. During the proposal phase there will be some specific amount of time during which input from the public is solicited with regard to the specific proposed regulatory language. We look forward to hearing from you again at that stage.

There is no fixed time schedule from the date of Federal Register publication of an NPRM to the date of EPA final decision on adoption of a rule. It could be a matter of months, or a matter of years. But in any event, there will be a set period of time mentioned in the Federal Register notice during which the public is encouraged to contact EPA with comments on the proposal. EPA will review and respond to all comments received during this public comment phase. EPA will then consider, based on the comments and on the judgment of the Agency, whether or not to go forward with the action as proposed or with some modification.

Additional information on the EPA regulatory process can be found at the "EPA Rulegate" web site.

Thanks again for all of your help.

Joe Callahan

Joseph M. Callahan
OPPT/EETD/EPAB
(202) 564-8793

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: Joseph Callahan/DC/USEPA/US
To: David_Mancinelli@abtassoc.com,
Cc: Alice_Tome@abtassoc.com, Kristina_Watts@abtassoc.com

Dave,

This is in regard to the 9:00 call that I mentioned on the phone, which apparently has been postponed till 9:30 AM.

Joe

Joseph M. Callahan
OPPT/EETD/EPAB
(202) 564-8793

----- Forwarded by Joseph Callahan/DC/USEPA/US on 08/16/2010 08:53 AM -----

From: "Mark Aiken" <mark.aiden@plombco.com>
To: Anita Cummings/DC/USEPA/US@EPA, "Mark Aiken" <mark.aiden@plombco.com>
Cc: Joseph Callahan/DC/USEPA/US@EPA
Date: 08/16/2010 08:43 AM
Subject: Re: Monday 8.16.10 / 9:00 am EST Teleconference with Plombco on Wheel Weights

Hi Anita, It will need to be @ 9:30 AM today, is that ok?

Mark Aiken Vice-President, Sales & Marketing Plombco Inc. Tel 450.371.8800 1.800.611.7074 Fax 450.371.0812

From: Cummings.Anita@epamail.epa.gov
Date: Sun, 15 Aug 2010 21:55:34 -0400
To: <mark.aiden@plombco.com>
Cc: <Callahan.Joseph@epamail.epa.gov>
Subject: Monday 8.16.10 / 9:00 am EST Teleconference with Plombco on Wheel Weights
Mark,

Please advise if the time and date for the teleconference work for you? The call-in number is 1.866.299.3188 access 7036050768 #.

Also, please advise who else from your organization will be on the call.

Anita Cummings
US EPA / Office of Resource Conservation and Recovery
1200 Pennsylvania Avenue, NW (MC 5306P)
Washington, DC 20460
Ph: 703 / 308-8303
Fax: 703 / 308-8686
e-mail: cummings.anita@epa.gov

-----Forwarded by Anita Cummings/DC/USEPA/US on 08/15/2010 09:50PM -----

To: Mark Aiken <mark.aiken@plombco.com>
From: Anita Cummings/DC/USEPA/US
Date: 08/13/2010 12:49PM
Subject: Teleconference on Wheel Weights

Afternoon Mark,

It was good talking with you this morning. As I mentioned we are developing a baseline / background for this industry. Please review and complete the attached survey. Also, we want to have a teleconference with you this Monday **8.16.2010 at 9:00 am EST** to further discuss this questionnaire. If any of this information is deemed '**Confidential Business Information**' please identify and a different means to submit this information will be provided.

(See attached file: [LWW_Questionnaire_7.28.10.doc](#))

On the call representing EPA will be:

Joseph Callahan: EPA Economist
Anita Cummings: EPA Scientist
(contractor support)

At your earliest convenience please advise who will be on the call from Plombco. Appreciate your time.

Anita Cummings
US EPA / Office of Resource Conservation and Recovery
1200 Pennsylvania Avenue, NW (MC 5306P)
Washington, DC 20460
Ph: 703 / 308-8303
Fax: 703 / 308-8686
e-mail: cummings.anita@epa.gov

----- Forwarded by Cody Rice/DC/USEPA/US on 08/07/2016 11:47 AM -----

From: David Mancinelli <David_Mancinelli@abtassoc.com>
To: Joseph Callahan/DC/USEPA/US@EPA,
Date: 08/16/2010 09:16 AM
Subject: Re: Fw: Monday 8.16.10 / 9:00 am EST Teleconference with Plombco on Wheel Weights

Hi Joe,

Sorry I missed your call. I was out of the office until now. I can call in for the meeting at 9:30.

Thanks,
Dave

Callahan.Joseph@epamail.epa.gov

08/16/2010 08:54 AM

David_Mancinelli@abtassoc.com

Alice_Tome@abtassoc.com,

To
cc

Kristina Watts@abtassoc.com Subject
Fw: Monday 8.16.10 / 9:00 am EST
Teleconference with Plombco on
Wheel Weights

Dave,

This is in regard to the 9:00 call that I mentioned on the phone, which apparently has been postponed till 9:30 AM.

Joe

Joseph M. Callahan
OPPT/EETD/EPAB
(202) 564-8793

----- Forwarded by Joseph Callahan/DC/USEPA/US on 08/16/2010 08:53 AM -----

From: "Mark Aiken" <mark.aiken@plombco.com>
To: Anita Cummings/DC/USEPA/US@EPA, "Mark Aiken"
<mark.aiken@plombco.com>
Cc: Joseph Callahan/DC/USEPA/US@EPA
Date: 08/16/2010 08:43 AM
Subject Re: Monday 8.16.10 / 9:00 am EST Teleconference with Plombco on
: Wheel Weights

Hi Anita, It will need to be @ 9:30 AM today, is that ok?

Mark Aiken Vice-President, Sales & Marketing Plombco Inc. Tel 450.371.8800
1.800.611.7074 Fax 450.371.0812

From: Cummings.Anita@epamail.epa.gov
Date: Sun, 15 Aug 2010 21:55:34 -0400
To: <mark.aiken@plombco.com>
Cc: <Callahan.Joseph@epamail.epa.gov>
Subject: Monday 8.16.10 / 9:00 am EST Teleconference with Plombco on Wheel
Weights
Mark,

Please advise if the time and date for the teleconference work for you? The call-in number is 1.866.299.3188 access 7036050768 #.

Also, please advise who else from your organization will be on the

call.

Anita Cummings
US EPA / Office of Resource Conservation and Recovery
1200 Pennsylvania Avenue, NW (MC 5306P)
Washington, DC 20460
Ph: 703 / 308-8303
Fax: 703 / 308-8686
e-mail: cummings.anita@epa.gov

-----Forwarded by Anita Cummings/DC/USEPA/US on 08/15/2010 09:50PM -----

To: Mark Aiken <mark.aiken@plombco.com>
From: Anita Cummings/DC/USEPA/US
Date: 08/13/2010 12:49PM
Subject: Teleconference on Wheel Weights

Afternoon Mark,

It was good talking with you this morning. As I mentioned we are developing a baseline / background for this industry. Please review and complete the attached survey. Also, we want to have a teleconference with you this monday 8.16.2010 at 9:00 am EST to further discuss this questionnaire. If any of this information is deemed 'Confidential Business Information' please identify and a different means to submit this information will be provided.

(See attached file: [LWW_Questionnaire_7.28.10.doc](#))

On the call representing EPA will be:

Joseph Callahan: EPA Economist
Anita Cummings: EPA Scientist
(contractor support)

At your earliest convenience please advise who will be on the call from Plombco. Appreciate your time.

Anita Cummings
US EPA / Office of Resource Conservation and Recovery
1200 Pennsylvania Avenue, NW (MC 5306P)
Washington, DC 20460
Ph: 703 / 308-8303
Fax: 703 / 308-8686
e-mail: cummings.anita@epa.gov

This message may contain privileged and confidential information intended solely for the addressee. Please do not read, disseminate or copy it unless you are the intended recipient. If this message has been received in error, we kindly ask that you notify the sender immediately by return email and delete all copies of the message from your system. Thank you.

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: "Mark Aiken" <mark.aiden@plombco.com>
To: Anita Cummings/DC/USEPA/US@EPA, "Mark Aiken" <mark.aiden@plombco.com>,
Cc: Joseph Callahan/DC/USEPA/US@EPA
Date: 08/16/2010 08:43 AM
Subject: Re: Monday 8.16.10 / 9:00 am EST Teleconference with Plombco on Wheel Weights

Hi Anita,

It will need to be @ 9:30 AM today, is that ok?

Mark Aiken
Vice-President, Sales & Marketing
Plombco Inc.
Tel 450.371.8800 1.800.611.7074
Fax 450.371.0812

From: Cummings.Anita@epamail.epa.gov
Date: Sun, 15 Aug 2010 21:55:34 -0400
To: <mark.aiden@plombco.com>
Cc: <Callahan.Joseph@epamail.epa.gov>
Subject: Monday 8.16.10 / 9:00 am EST Teleconference with Plombco on Wheel Weights

Mark,

Please advise if the time and date for the teleconference work for you? The call-in number is 1.866.299.3188 access 7036050768 #.

Also, please advise who else from your organization will be on the call.

Anita Cummings
US EPA / Office of Resource Conservation and Recovery
1200 Pennsylvania Avenue, NW (MC 5306P)
Washington, DC 20460
Ph: 703 / 308-8303
Fax: 703 / 308-8686
e-mail: cummings.anita@epa.gov

-----Forwarded by Anita Cummings/DC/USEPA/US on 08/15/2010 09:50PM -----

To: Mark Aiken <mark.aiden@plombco.com>
From: Anita Cummings/DC/USEPA/US
Date: 08/13/2010 12:49PM
Subject: Teleconference on Wheel Weights

Afternoon Mark,

It was good talking with you this morning. As I mentioned we are developing a baseline / background for this industry. Please review and complete the attached survey. Also, we want to have a teleconference with you this monday **8.16.2010 at 9:00 am EST** to further discuss this questionnaire. If any of this information is deemed '**Confidential Business Information**' please identify and a different means to submit this information will be provided.

(See attached file: LWW_ Questionnaire_7.28.10.doc)

On the call representing EPA will be:

Joseph Callahan: EPA Economist
Anita Cummings: EPA Scientist
(contractor support)

At your earliest convenience please advise who will be on the call from Plombco. Appreciate your time.

Anita Cummings
US EPA / Office of Resource Conservation and Recovery
1200 Pennsylvania Avenue, NW (MC 5306P)
Washington, DC 20460
Ph: 703 / 308-8303
Fax: 703 / 308-8686
e-mail: cummings.anita@epa.gov

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: Joseph Callahan/DC/USEPA/US
To: MAstorino@perfectequipment.com,
Cc: Anita Cummings/DC/USEPA/US@EPA, David_Mancinelli@abtassoc.com
Date: 08/17/2010 01:33 PM
Subject: Options available to EPA

Hi Mike,

I am not a lawyer, so don't trust what I say here as gospel. Our part of EPA (the Office of Pollution Prevention and Toxics) operates under the authority of the Toxic Substance Control Act (TSCA). By the language of this act and as ruled upon by Judicial decisions, we are required to examine multiple options or approaches and to select the one that in our judgment achieves our environmental and human health goals while also being the least burdensome option. TSCA lists a number of possible regulatory strategies, and by case law we are required to consider each of those different possibilities when considering an action. Further, Executive Order 12866 has been in force since 1993, and that order gives the Office of Management and Budget (OMB) authority to review and evaluate any regulatory action prior to adoption. OMB has developed their Circular A-4 which also lists a variety of approaches that they expect to see given consideration in any regulatory analysis. Not all of the possible options mentioned in TSCA or in Circular A-4 make sense in this particular case, but these should give you some idea of the scope of different types of action that we are *required* to consider.

For instance, the following authorities are all taken from the various subsections of TSCA section 6:

6(a)(2)(A) Prohibit the manufacture, processing, or distribution of a chemical for a particular use or for a particular use above some specified level.

[In other words, we could ban the use of lead in wheel weights, or ban lead above some certain concentration in wheel weights]

6(a)(3) Require warning labels.

6(a)(4) Impose record-keeping requirements and/or testing requirements.

6(a)(5) Prohibit or otherwise regulate any manner or method of commercial use of such substance.

6(a)(6) Prohibit or regulate disposal.

6(a)(7) Require public notification of risk, and require that manufacturers offer to replace or repurchase items from the public, if they so elect.

Note that there are other authorities in TSCA besides section 6 that might also be considered. In addition to these different options specifically mentioned in TSCA, the OMB Circular A-4 guidance recommends that the agency consider and evaluate these alternative regulatory approaches:

- Different compliance dates.
- Different enforcement methods.
- Different degrees of stringency.
- Different requirements for different sized firms.
- Different requirements for different geographic regions.
- Performance standards rather than design standards.
- Market oriented approaches rather than direct controls.
- Information measures rather than regulation.

I am sure that I have not covered all of the possibilities, but this should give you some idea of the span of different approaches that we may choose to consider. And again, as a matter of judicial ruling, under TSCA we are actually required to consider all the available options and then choose the least burdensome approach.

I hope this is helpful.

Joe

Joseph M. Callahan
OPPT/EETD/EPAB
(202) 564-8793

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: David Mancinelli <David_Mancinelli@abtassoc.com>
To: kdlasenby1@mmm.com,
Cc: Joseph Callahan/DC/USEPA/US@EPA
Date: 09/15/2010 10:06 AM
Subject: EPA Lead Wheel Weights - Call Notes

Mr. Lasenby,

I would like to thank you again for taking the time to discuss lead wheel weights with us. Joe Callahan and I have compiled a list of bullet points summarizing the information you provided to us on August 23, 2010. To ensure that we correctly represent the details of our phone conversation, we would like to give you the opportunity to review these notes for accuracy. In addition, if you did not intend to have any of this information made available as part of the public record for a potential rulemaking, please let us know.

Your input has been very helpful, and we greatly appreciate your assistance.

Dave Mancinelli

(See attached file: Call with 3M 8.23.2010.doc)

Dave Mancinelli

Analyst
Abt Associates, Inc.
ph: (617) 349-2352 fx: (617) 349-2660
david_mancinelli@abtassoc.com

This message may contain privileged and confidential information intended solely for the addressee. Please do not read, disseminate or copy it unless you are the intended recipient. If this message has been received in error, we kindly ask that you notify the sender immediately by return email and delete all copies of the message from your system. Thank you. *(See attached file: Call with 3M 8.23.2010.doc)*

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: David Mancinelli <David_Mancinelli@abtassoc.com>
To: Joseph Callahan/DC/USEPA/US@EPA,
Cc: Anita Cummings/DC/USEPA/US@EPA, Richard Fehir/DC/USEPA/US@EPA, Mark Henshall/DC/USEPA/US@EPA
Date: 08/16/2010 03:49 PM
Subject: Re: Fw: Tuesday 8.17.10 @ 12:00 noon EST....Teleconference on Wheel Weights with Perfect Equipment

Thanks for arranging this call, Anita. I will be able to attend.

Dave

Dave Mancinelli
Analyst
Abt Associates, Inc.
ph: (617) 349-2352 fx: (617) 349-2660
david_mancinelli@abtassoc.com

Callahan.Joseph@epa.gov
pamail.epa.gov

08/16/2010 03:45 PM

To
Cummings.Anita@epamail.epa.gov
cc
David_Mancinelli@abtassoc.com,
Fehir.Richard@epamail.epa.gov,
Henshall.Mark@epamail.epa.gov
Subject
Re: Fw: Tuesday 8.17.10 @ 12:00 noon EST....Teleconference on Wheel Weights with Perfect Equipment

Hi Anita,

Thanks, that sounds great. I am forwarding your note on to Dave Mancinelli

at Abt, and also to Rick Fehir and Mark Henshall in case they may be able to participate.

Joe

Joseph M. Callahan
OPPT/EETD/EPAB
(202) 564-8793

From: Anita Cummings/DC/USEPA/US

To: Joseph Callahan/DC/USEPA/US@EPA

Date: 08/16/2010 02:38 PM

Subject: Fw: Tuesday 8.17.10 @ 12:00 noon EST....Teleconference on Wheel
t: Weights with Perfect Equipment

Joe,

Received confirmation with from Mike Astorino, of Perfect Equipment, that tomorrow is OK for a teleconference. The call-in number is 1.866.299.3188 access code 7036050768 #.

Anita Cummings
US EPA / Office of Resource Conservation and Recovery
1200 Pennsylvania Avenue, NW (MC 5306P)
Washington, DC 20460
Ph: 703 / 308-8303
Fax: 703 / 308-8686
e-mail: cummings.anita@epa.gov

-----Forwarded by Anita Cummings/DC/USEPA/US on 08/16/2010 02:34PM -----

To: Anita Cummings/DC/USEPA/US@EPA
From: "Mike Astorino" <MAstorino@perfectequipment.com>
Date: 08/16/2010 12:26PM
Subject: RE: Teleconference on Wheel Weights

Anita,

I will be available to discuss the questionnaire on Tuesday, 12 noon EST

Mike

From: Cummings.Anita@epamail.epa.gov [<mailto:Cummings.Anita@epamail.epa.gov>]
Sent: Monday, August 16, 2010 10:41 AM
To: Mike Astorino
Subject: Teleconference on Wheel Weights

Subject: Teleconference on Wheel Weights

Morning Mike,

It has been a while since we talked. Great talking with you this morning. Based on the petition submitted and granted from The Sierra Club to US EPA under TSCA Section 21, we are developing a baseline / background for the wheel weight industry. Please review and complete the attached survey. Also, we want to have a teleconference with you one day this week. I would like to schedule this teleconference around 12 noon EST on a day of your choosing to further discuss this questionnaire.

If any of the information in this questionnaire is deemed 'Confidential Business Information' please identify, beforehand, and a different means to submit this information will be provided.

(See attached file: LWW_Questionnaire_7.28.10.doc)

On the call representing EPA will be:

-Joseph Callahan: EPA Economist
-Anita Cummings: EPA Scientist
-Abt Associates: (contractor support)

At your earliest convenience please advise who will be on the call from Perfect Equipment. Appreciate your time.

Anita Cummings
US EPA / Office of Resource Conservation and Recovery
1200 Pennsylvania Avenue, NW (MC 5306P)
Washington, DC 20460
Ph: 703 / 308-8303
Fax: 703 / 308-8686
e-mail: cummings.anita@epa.gov

From:

To:

Date:

Subject:

This message may contain privileged and confidential information intended solely for the addressee. Please do not read, disseminate or copy it unless you are the intended recipient. If this message has been received in error, we kindly ask that you notify the sender immediately by return email and delete all copies of the message from your system. Thank you.

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: Joseph Callahan/DC/USEPA/US
To: Mark Aiken <mark.aiken@plombco.com>,
Date: 01/18/2011 11:38 AM
Subject: re: EPA Rulemaking Schedule

Hi Mark,

Sorry, there really isn't anything that I am permitted to say, except perhaps to just note that there has been no change from the expectations that I had expressed to you earlier.

Joe

Joseph M. Callahan
US EPA/OCSP/OPPT/EETD/EPAB
(202) 564-8793

Mark Aiken ---01/17/2011 09:56:57 AM---Hi Joseph, Any update on the rule making process and when we can expect to see something? Best r

From: Mark Aiken <mark.aiken@plombco.com>
To: Joseph Callahan/DC/USEPA/US@EPA
Date: 01/17/2011 09:56 AM
Subject: re: EPA Rulemaking Schedule

Hi Joseph,

Any update on the rule making process and when we can expect to see something?

Best regards,

Mark Aiken
Vice-President, Sales & Marketing , MBA

plombco

Tel.450.371.8800 1.800.611.7074

Fax.450.371.0812

----- Original Message -----

From: Callahan, Joseph <epamail.epa.gov>

To: mark.aiken@plombco.com

Cc: David Mancinelli <David_Mancinelli@abtassoc.com>

Date: Tue, 14 Sep 2010 16:19:37 -0400

Subject: EPA Rulemaking Schedule

Mr. Aiken,

I wanted to get back to you to let you know as much as I can regarding EPA's schedule on this project.

I have been told that I cannot pass on any internal information on our rulemaking schedule for the lead wheel weight project, but there is some publically available information that describes EPA's rulemaking agenda.

If you do a google search on "EPA Rulegate" you should get to a public web site that has information on EPA's various rulemaking projects. The projects are listed by RIN (Regulation Identifier Number). The RIN for the lead wheel weights regulatory investigation is 2070-AJ64. Under that heading you will find a brief description of this project. You should be able to see that the schedule currently calls for publication of an NPRM in October of 2011. That date is not fixed and irrevocable, but it does express EPA's current intentions and expectations.

An EPA NPRM is a Notice of a Proposed Rulemaking, and is published in the Federal Register. The NPRM will include a discussion of the background and the purpose for the action, a discussion of the potential costs and benefits of the action, and then the proposed regulatory language. This publication marks the transition from the phase of internal EPA pre-proposal investigations to the proposal phase. During the proposal phase there will be some specific amount of time during which input from the public is solicited with regard to the specific proposed regulatory language. We look forward to hearing from you again at that stage.

There is no fixed time schedule from the date of Federal Register publication of an NPRM to the date of EPA final decision on adoption of a rule. It could be a matter of months, or a matter of years. But in any event, there will be a set period of time mentioned in the Federal Register notice during which the public is encouraged to contact EPA with comments on the proposal. EPA will review and respond to all comments received during this public comment phase. EPA will then consider, based on the comments and on the judgment of the Agency, whether or not to go forward with the action as proposed or with some modification.

Additional information on the EPA regulatory process can be found at the "EPA Rulegate" web site.

Thanks again for all of your help.

Joe Callahan

Joseph M. Callahan
OPPT/EETD/EPAB
(202) 564-8793

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: "Mark Aiken" <mark.aiken@plombco.com>
To: Joseph Callahan/DC/USEPA/US@EPA,
Date: 01/18/2011 11:57 AM
Subject: Re: EPA Rulemaking Schedule

Hi Joe,

Thanks for the update. I have checked the site and the NPRM has been moved to a projected date of 03/2012.

Mark Aiken
Vice-President, Sales & Marketing
Plombco Inc.
Tel 450.371.8800 1.800.611.7074
Fax 450.371.0812

-----Original Message-----

From: Callahan.Joseph@epamail.epa.gov
Date: Tue, 18 Jan 2011 11:38:49
To: Mark Aiken<mark.aiken@plombco.com>
Subject: re: EPA Rulemaking Schedule

Hi Mark,

Sorry, there really isn't anything that I am permitted to say, except perhaps to just note that there has been no change from the expectations that I had expressed to you earlier.

Joe

Joseph M. Callahan
US EPA/OCSP/OPPT/EETD/EPAB
(202) 564-8793

From: Mark Aiken <mark.aiken@plombco.com>
To: Joseph Callahan/DC/USEPA/US@EPA
Date: 01/17/2011 09:56 AM
Subject: re: EPA Rulemaking Schedule

Hi Joseph,

Any update on the rule making process and when we can expect to see something?

Best regards,

Mark Aiken
Vice-President, Sales & Marketing , MBA

(Embedded image moved to file: pic18588.bmp)
Tel.450.371.8800 1.800.611.7074
Fax.450.371.0812

----- Original Message -----

From: Callahan.Joseph@epamail.epa.gov
To: mark.aiken@plombco.com
Cc: David Mancinelli <David.Mancinelli@abtassoc.com>
Date: Tue, 14 Sep 2010 16:19:37 -0400
Subject: EPA Rulemaking Schedule

Mr. Aiken,

I wanted to get back to you to let you know as much as I can regarding EPA's schedule on this project.

I have been told that I cannot pass on any internal information on our rulemaking schedule for the lead wheel weight project, but there is some publically available information that describes EPA's rulemaking agenda.

If you do a google search on "EPA Rulegate" you should get to a public web site that has information on EPA's various rulemaking projects. The projects are listed by RIN (Regulation Identifier Number). The RIN for the lead wheel weights regulatory investigation is 2070-AJ64. Under that heading you will find a brief description of this project. You should be able to see that the schedule currently calls for publication of an NPRM in October of 2011. That date is not fixed and irrevocable, but it does express EPA's current intentions and expectations.

An EPA NPRM is a Notice of a Proposed Rulemaking, and is published in the Federal Register. The NPRM will include a discussion of the background and the purpose for the action, a discussion of the potential costs and benefits of the action, and then the proposed regulatory language. This publication marks the transition from the phase of internal EPA pre-proposal investigations to the proposal phase. During the proposal phase there will be some specific amount of time during which input from the public is solicited with regard to the specific proposed regulatory language. We look forward to hearing from you again at that stage.

There is no fixed time schedule from the date of Federal Register publication of an NPRM to the date of EPA final decision on adoption of a rule. It could be a matter of months, or a matter of years. But in any event, there will be a set period of time mentioned in the Federal Register notice during which the public is encouraged to contact EPA

with comments on the proposal. EPA will review and respond to all comments received during this public comment phase. EPA will then consider, based on the comments and on the judgment of the Agency, whether or not to go forward with the action as proposed or with some modification.

Additional information on the EPA regulatory process can be found at the "EPA Rulegate" web site.

Thanks again for all of your help.

Joe Callahan

Joseph M. Callahan

OPPT/EETD/EPAB

(202) 564-8793

----- Forwarded by Cody Rice/DC/USEPA/US on 06/07/2016 11:47 AM -----

From: Mark Aiken <mark.aiken@plombco.com>

To: Joseph Callahan/DC/USEPA/US@EPA,

Date: 01/17/2011 09:56 AM

Subject: re: EPA Rulemaking Schedule

Hi Joseph,

Any update on the rule making process and when we can expect to see something?

Best regards,

Mark Aiken

Vice-President, Sales & Marketing , MBA

plombco

Tel.450.371.8800 1.800.611.7074

Fax.450.371.0812

----- Original Message -----

From: Callahan, Joseph@epamail.epa.gov

To: mark.aiken@plombco.com

Cc: David Mancinelli <David_Mancinelli@abtassoc.com>

Date: Tue, 14 Sep 2010 16:19:37 -0400

Subject: EPA Rulemaking Schedule

Mr. Aiken,

I wanted to get back to you to let you know as much as I can regarding EPA's schedule on this project.

I have been told that I cannot pass on any internal information on our rulemaking schedule for the lead wheel weight project, but there is some publically available information that describes EPA's rulemaking agenda.

If you do a google search on "EPA Rulegate" you should get to a public web site that has information on EPA's various rulemaking projects. The projects are listed by RIN (Regulation Identifier Number). The RIN for the lead wheel weights regulatory investigation is 2070-AJ64. Under that heading you will find a brief description of this project. You should be able to see that the schedule currently calls for publication of an NPRM in October of 2011. That date is not fixed and irrevocable, but it does express EPA's current intentions and expectations.

An EPA NPRM is a Notice of a Proposed Rulemaking, and is published in the Federal Register. The NPRM will include a discussion of the background and the purpose for the action, a discussion of the potential costs and benefits of the action, and then the proposed regulatory language. This publication marks the transition from the phase of internal EPA pre-proposal investigations to the proposal phase. During the proposal phase there will be some specific amount of time during which input from the public is solicited with regard to the specific proposed regulatory language. We look forward to hearing from you again at that stage.

There is no fixed time schedule from the date of Federal Register publication of an NPRM to the date of EPA final decision on adoption of a rule. It could be a matter of months, or a matter of years. But in any event, there will be a set period of time mentioned in the Federal Register notice during which the public is encouraged to contact EPA with comments on the proposal. EPA will review and respond to all comments received during this public comment phase. EPA will then consider, based on the comments and on the judgment of the Agency, whether or not to go forward with the action as proposed or with some modification.

Additional information on the EPA regulatory process can be found at the "EPA Rulegate" web site.

Thanks again for all of your help.

Joe Callahan

Joseph M. Callahan
OPPT/EETD/EPAB
(202) 564-8793

